

LAW OFFICES OF ROBERT P. SPRETNAK  
Robert P. Spretnak, Esq. (Bar No. 5135)  
8275 S. Eastern Avenue, Suite 200  
Las Vegas, Nevada 89123  
Telephone: (702) 454-4900  
Fax: (702) 938-1055  
Email: bob@spretnak.com

GARCIA-MENOCAL & PEREZ P.L.  
Anthony J. Perez, Esq. (pro hac vice pending)  
350 Sevilla Avenue, Suite 200  
Coral Gables, Florida 33134  
Telephone: 305-553-3464  
Fax: 305-553-3031  
Email: ajperez@lawgmp.com

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

JOHN MEGGS, individually,  
Plaintiff,

vs.

BOTACH, INC., and TIGRAY BAR &  
RESTAURANT, LLC,  
Defendants.

Case No.: 2:23-cv-00618-DJA

**EX PARTE MOTION TO EXTEND  
TIME TO FILE PRO HAC VICE  
APPLICATION FOR LEAD  
COUNSEL**

**(First Request)**

Plaintiff JOHN MEGGS, by and through his local counsel of record in this matter, moves this Court for an extension of time to file the Verified Petition of Anthony J. Perez, Esq., lead counsel in this matter, to practice pro hac vice before this Court in this matter.

Plaintiff's Complaint, ECF No. 1, was filed April 21, 2023. Under LR IA 11-2(e), Attorney Perez's Verified Petition to practice pro hac vice is due to be filed with this Court by **May 5, 2023**. On behalf of Mr. Meggs, plaintiff in this matter, and for good cause as set forth below, local counsel asks for an extension of 14 days, to **May 19, 2023**, to file the application for Attorney Perez to practice pro hac vice before this Court.

This motion is filed ex parte, without notice to Defendants, because the Complaint has not yet been served and no attorney has yet made an appearance on behalf of either Defendant.

1 This motion is made pursuant to the following memorandum of points and authorities, and  
2 the pleadings and papers on file with this Court.

3 DATED: 27 April 2023

4 Respectfully submitted,

5 LAW OFFICES OF ROBERT P. SPRETNAK

6 By: /s/ Robert P. Spretnak  
7 Robert P. Spretnak, Esq. (Bar No. 5135)

8 8275 S. Eastern Avenue, Suite 200  
9 Las Vegas, Nevada 89123

10 GARCIA-MENOCAL & PEREZ P.L.

11 By: Anthony J. Perez, Esq.  
12 (pro hac vice pending)

13 350 Sevilla Avenue, Suite 200  
14 Coral Gables, Florida 33134

15 Attorneys for Plaintiff

16 **MEMORANDUM OF POINTS AND AUTHORITIES**

17 The purpose of this motion is to ask this Court for an additional 14-day time period for local  
18 counsel to file the Verified Petition for lead counsel in this matter, Anthony J. Perez, Esq., to practice  
19 before this Court pro hac vice.

20 According to LR IA 11-2(e): “An attorney must comply with all provisions of this rule,”  
21 referring to the rule governing admission to practice before this Court pro hac vice, “within 14 days  
22 of his or her first appearance.” This is a case for injunctive relief and other available remedies under  
23 Title III of the Americans with Disabilities Act (“ADA”), 42 U.S.C. § 12181 et seq., which prohibits  
24 discrimination by private entities against individuals with disabilities in matters of public  
25 accommodations. The Complaint, ECF No. 1, was filed in this matter on April 21, 2023. Therefore,  
26 under LR IA 11-2(e), Attorney Perez’s Verified Petition to practice pro hac vice is due to be filed  
27 with this Court no later than May 5, 2023.

28 Attorney Perez will serve as lead counsel in this matter because of his experience in litigation  
cases under Title III of the ADA. Mr. Perez has not able to compile and transmit all the necessary

1 documentation for his pro hac vice application by this date.<sup>1</sup> Local counsel, Robert P. Spretnak,  
2 Esq., is unavailable during the time of period of April 28, 2023, to May 10, 2023, due to a previously  
3 scheduled vacation out of the country. Local counsel, therefore is not able to file the necessary  
4 papers on behalf of Attorney Perez within the time allowed under LR IA 11-2(e). It is for this reason  
5 that a brief extension of time is being requested.

6 Therefore, we respectfully ask that this Court briefly extend the deadline for Attorney Perez  
7 to file his Verified Petition, in order to be allowed to practice pro hac vice before this Court in this  
8 matter, from the current deadline of May 5, 2023, to a new deadline of May 19, 2023.

9 DATED: 27 April 2023

10 Respectfully submitted,

11 LAW OFFICES OF ROBERT P. SPRETNAK

12 By: /s/ Robert P. Spretnak  
13 Robert P. Spretnak, Esq. (Bar No. 5135)

14 8275 S. Eastern Avenue, Suite 200  
Las Vegas, Nevada 89123

15 GARCIA-MENOCAL & PEREZ P.L.


16 By: Anthony J. Perez, Esq.  
17 (pro hac vice pending)

18 350 Sevilla Avenue, Suite 200  
19 Coral Gables, Florida 33134

Attorneys for Plaintiff

20 **IT IS SO ORDERED.**

21 DATED: April 28, 2023

22   
23 \_\_\_\_\_  
24 Daniel J. Albregts  
25 United States Magistrate Judge

26 <sup>1</sup> This case is one of the first two cases in which Attorney Perez will be filing a Verified  
27 Petition to practice pro hac vice in the United States District Court for the District of Nevada. The  
28 other case, *John Meggs v. Tropicana Gardens, Inc.*, Case No. 2:23-cv-00619-JCM-EJY, also was  
filed on April 21, 2023, also on behalf of Plaintiff Mr. Meggs, and also arising under Title III of the  
ADA. This same motion is being filed in that case.